

- (1) Person Filing: _____
Address: _____
City, State, Zip _____
Phone: _____
ATLAS Number (if applicable): _____
Representing: ☐ Self (Without a Lawyer) or ☐ Attorney for ☐ Petitioner or ☐ Respondent
Attorney's State Bar Number(if applicable): _____

**SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY**

- (2) _____ Case Number: (4) _____
Name of Petitioner

**REQUEST TO STOP OR CHANGE
ORDER OF ASSIGNMENT**

- (3) _____
Name of Respondent

**DO NOT USE THIS FORM TO REQUEST A CHANGE IN YOUR EXISTING SUPPORT ORDER.
This form only applies to the Order of Assignment.**

- (5) I, _____ ask the court to:

READ ME: Do NOT fill out Number 6 AND 7 – use ONLY Number 6 OR Number 7. There will NEVER be a time that both Number 6 and Number 7 should be filled out. If Number 6 does not apply to your situation, go on to Number 7.

- (6) **CHANGE THE ORDER OF ASSIGNMENT** dated _____, from \$ _____
to \$ _____ because:

- ☐ The amount shown in the **“Order of Assignment”** is incorrect or has been modified.
- ☐ All past-due amounts have been paid/satisfied and the Obligor (person required to pay support) is only obligated to pay current child support.
- ☐ The child support obligation is no longer owing (child is 18, and not attending high school or is 19), past due amounts are still owing. The child's birthday is _____ (month, day and year)
- ☐ All past-due amounts have been paid/satisfied and the Obligor (person required to pay support) is only obligated to pay current spousal maintenance/support.
- ☐ The current child support obligation is no longer owing, past due amounts are still owing.
- ☐ The child was adopted, past due amounts are still owing.
- ☐ The **“Child Support Order”** is divisible (per child, per month) and one or more of the children have emancipated. Name(s) of child(ren) _____
- ☐ The obligor has filed a bankruptcy petition and only current support may be paid under the automatic stay.

- ☐ The current spousal maintenance/support obligation is no longer owing. Obligor is only obligated to pay child support.
- ☐ The current spousal maintenance/support obligation is no longer owing. Past due amounts are still owing.

(7) **STOP THE "ORDER OF ASSIGNMENT"** dated _____, because:

- ☐ All past-due amounts have been paid/satisfied and Obligor (person required to pay child support) is no longer obligated to pay child support (The child is 18, and not attending high school or is 19) The child's birthday is _____ (month, day, year);
- ☐ All past-due amounts have been paid/satisfied and the Obligor (person required to pay spousal maintenance/support) is no longer obligated to pay spousal maintenance/support;
- ☐ The parties have reconciled and remarried/case dismissed. (I have attached a copy of the "**Marriage Certificate**" or "**Order of Dismissal**.")
- ☐ Child custody has been changed by order of the court. (I have attached a copy of the "**Custody Order**.")
- ☐ The child has been adopted and all past-due amounts have been paid/satisfied. (I have attached a copy of the "**Adoption Order**.")
- ☐ The child is deceased/has died, and all past-due amounts have been paid/satisfied. (I have attached a copy of the child's "**Death Certificate**.")
- ☐ The Obligee (person ordered to receive support) has died or is deceased. (I have attached a copy of the "**Death Certificate**.")
- ☐ The case has been dismissed. (I have attached a copy of the "**Order of Dismissal**.")
- ☐ There are two active "**Order of Assignment**"(s) for the same child(ren), the case number referenced above and case number _____;
- ☐ At the time the "**Ex Parte Request**" was filed, I (Obligor) did **not** owe child support or spousal maintenance/support.

(8) ☐ The "**Order of Assignment**" is "Ex Parte." Therefore, I request a hearing before the Order becomes binding on my first employer/payor served with the Assignment. This Request is filed within ten (10) days from the date the "**Request for Assignment**," "**Order of Assignment**" and Notice were delivered to me.

Read me. Boxes 9 and 10 are very important. You should consider checking these boxes if they apply to your situation and you **no** longer owe child support and/or spousal maintenance/support or past due amounts, and you believe that if child support and/or spousal maintenance continues to be taken out of your pay check and given to the other party that it is likely you will never get the money back.

- (9) ☐ I request that the Court to order the Clerk **NOT** disburse any monies regarding the child support obligation until after the hearing or time expires for the other party to respond as follows:
- ☐ Current support payments, OR
- ☐ Arrearage (past-due) payments, OR
- ☐ Current and arrearage (past due) payments.

- (10) ☐ I request that the Court order the Clerk **NOT** to disburse any monies regarding the spousal maintenance/support obligation until after the hearing or time expires for the other party to respond as follows:
- ☐ Current spousal maintenance support payments, OR
 - ☐ Arrearage (past-due) payments, OR
 - ☐ Current and arrearage (past-due) payments.

(11) _____
Date

(12) _____
Signature of Requesting Party

STATE OF ARIZONA)
County of Maricopa)ss.

Subscribed and sworn or affirmed and acknowledged before me this date: _____

Notary Expiration Date

Notary Public or Clerk

Upon receipt of the ***“Request to Stop or Modify the Order of Assignment”*** immediately mail a copy of this Request to the other party, or their attorney. If one party is using the Division of Child Support Enforcement (DCSE), immediately mail a copy of this ***“Request to Stop or Modify the Order of Assignment”*** to the Division of Child Support Enforcement.

If a hearing or para-judicial conference is scheduled, the court may enter a judgment for past-due support, clerk’s fees, service costs, other court costs, and/or attorney fees.

NOTICE TO RESPONDING PARTY

The other party has filed a ***“Request to Stop or Change the Order of Assignment.”***

- ✓ **IF YOU DO NOT AGREE WITH THE REQUEST**, you have 20 days in which to respond by completing the attached ***“Request for Hearing.”*** If you request a hearing, a hearing will be set. If box 8 has been checked, a hearing date has been set and you need not request a hearing. The ***“Notice of Hearing”*** is attached, if a hearing has been set.

If you request a hearing and you have received payments directly, complete an ***“Affidavit of Direct Payments”*** and bring it to the hearing.

- ✓ **IF NEITHER PARTY REQUESTS A HEARING** within the time allowed, the court will review the request and enter an appropriate order. The court may elect to wait a longer period than the time set forth above for legal reasons prior to entry of an order.

- ✓ In addition, if a hearing or para-judicial conference is scheduled, the court may enter a judgment for past-due support, clerk’s fees, service costs, other court costs, and/or attorney fees.

NOTICE OF HEARING

A verified ***“Request for Hearing”*** has been filed. Therefore, the court has scheduled a hearing on this matter as follows:

DATE: _____

TIME: _____

PLACE: _____

If either party fails to appear at the hearing after proper notice, the court will take evidence from the party who does appear and make a decision based on the information provided in the ***“Request to Stop or Modify the Order of Assignment”*** and any oral testimony.

Date: _____ Judicial Officer: _____

Upon receipt of the ***“Request to Stop or Modify the Order of Assignment”*** and ***“Notice of Hearing,”*** you must immediately mail a copy of this Request and Notice to the other party (obligee or obligor), or such person’s attorney. If one of the parties is using the Division of Child Support Enforcement (DCSE), immediately mail a copy of this ***“Request for Hearing”*** and ***“Notice of Hearing”*** to the Division of Child Support Enforcement.